

THE MONTHLY MEETING OF BERKELEY COUNTY COUNCIL is scheduled to be held on **MONDAY May 24, 2010**, following Public Hearings and the meetings of any scheduled Committees at **6:00 p.m.**, in the **ASSEMBLY ROOM, BERKELEY COUNTY ADMINISTRATION BUILDING, 1003 HIGHWAY 52, MONCKS CORNER, S. C.**

CALL TO ORDER

APPROVAL OF MINUTES:

Public Hearings: CDBG (Burntwood Community)	April 12, 2010
Special Council Meeting	April 12, 2010
Public Hearings: Bills Numbered:10-03 and 10-04	April 26, 2010
Regular Council Meeting	April 26, 2010

PUBLIC DISCUSSION - Requests to be heard must be made prior to call to Order and comments must be limited to Agenda items only.

COMMENTS ON ANY PUBLIC DISCUSSION ITEM WILL BE LIMITED TO THREE (3) MINUTES PER SPEAKER. (A TOTAL OF 30 MINUTES WILL BE ALLOTTED FOR THIS PUBLIC DISCUSSION PERIOD.)

EXECUTIVE SESSION to discuss matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries, or other businesses in the area served by the county; or discussions of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claim, or the position of the County in other adversary situations involving the assertion against the County of a claim.

CHAIRMAN OF COUNTY COUNCIL

THIRD READING:

1. Bill No. 10-05, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: MeadWestvaco, located at intersection of Rose Drive, Turtle Pond Road, and U.S. Highway 17A, Summerville, TMS #221-00-00-137, -062, -083, -092, -087, -089, -145 and #221-16-01-019, -020, -022, -038 (47.91 acres), from R-1, Single Family Residential District; R-2, Manufactured Residential District; GC, General Commercial District; and OI, Office and Institutional District to PDMU, Planned Development-Mixed Use District. Council District No. 4.

[Recommended by Committee on Land Use]

2. **Bill No. 10-06**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Wash & Lizzie Johnson**, 1727 County Line Road, Cross, **TMS #051-00-00-010** (2.40 acres), **from GC, General Commercial District to F-1, Agricultural District**. Council District No. 7.

[Recommended by Committee on Land Use]

3. **Bill No. 10-07**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Ashley Surveying for Coleman Dangerfield**, 271 Lazy Hill Road, Moncks Corner, Portion of **TMS #196-00-00-037** (53 +/- acres), **from PDMU, Planned Development Mixed Use District to F-1, Agricultural District**. Council District No. 6.

6.

[Recommended by Committee on Land Use]

4. **Bill No. 10-08**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Lewis Mills**, 2325 North Highway 17-A, Bonneau, **TMS #087-00-04-059** (0.50 acres), **from RNC, Rural & Neighborhood Commercial District to F-1, Agricultural District**. Council District No. 6.

[Recommended by Committee on Land Use]

5. **Bill No. 10-09**, an **ordinance** to amend the **Code of Ordinances, Berkeley County, South Carolina**, setting rates, charges and penalties for Water and Sewer Service provided by the **Berkeley County Water and Sanitation**.

[Recommended by Committee on Water and Sanitation]

SECOND READING:

1. **Bill No. 10-11**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Mark Wysong** for multiple owners in Cainhoy Plaza "HPR", located at 2126 Cainhoy Road, Huger, **TMS #248-05-01-001 through 248-05-01-028 and all common P.O.A areas** (3.0 +/- acres), **from RNC, Rural & Neighborhood Commercial District to LI, Light Industrial District**. Council District No. 8.

[Recommended by Committee on Land Use]

2. **Bill No. 10-12**, an **ordinance** providing for the adoption of fiscal year 2010-2011 (**beginning July 1, 2010 and ending June 30, 2011**) **budgets** for the Berkeley County Water and Sanitation and the Berkeley County Water and Sanitation Solid Waste Fund; establishing operational, debt service, and capital improvement budgets for water and sewer; and to provide for the expenditures of revenues coming into Berkeley County Water and Sanitation and the Berkeley County Water and Sanitation Solid Waste Fund during the fiscal year, and to amend the Code of Ordinances, Berkeley County, South Carolina, setting rates, charges and penalties for Water and Sewer and Solid Waste Service by Berkeley County Water and Sanitation with no increase in rates for fees.

[Recommended by Committee on Water and Sanitation]

3. **Bill No. 10-13**, an **ordinance** to amend and clarify certain sections of Ordinance No. 01-8-35, adopted August 27, 2001, Zoning and Development Standards Ordinance, "Berkeley County Zoning Ordinance" and amending Ordinances No. 02-08-33, 02-12-58, 04-11-68, 05-03-08, 05-08-58, 06-09-63, 06-12-92, 07-07-43, and 08-10-63 **in regard to the proposed overlay district for Pimlico Subdivision with map.**

[Recommended by Committee on Finance]

4. **Bill No. 10-14**, an **ordinance** to **amend Ordinance No. 09-07-36**, adopted July 27, 2009, to provide for **Supplemental Appropriations** and allocations thereof within the **2009-2010 Budget** for Berkeley County; and other matters relating thereto.

[Recommended by Committee on Finance]

5. **Bill No. 10-15**, an **ordinance** providing for the fiscal year beginning **July 1, 2010, and ending June 30, 2011**, for the **Devon Forest Special Tax District** operational budget; and to provide for the expenditures of the revenues received by the Devon Forest Special Tax District during the fiscal year.

[Recommended by Committee on Finance]

6. **Bill No. 10-16**, an **ordinance** providing for the fiscal year beginning **July 1, 2010, and ending June 30, 2011**, for the **Pimlico Special Tax District** operational budget; and to provide for the expenditures of the revenues received by the Pimlico Special Tax District during the fiscal year.

[Recommended by Committee on Finance]

7. **Bill No. 10-17**, an **ordinance** providing for the fiscal year beginning **July 1, 2010, and ending June 30, 2011**, for the **Sangaree Special Tax District** operational budget; and to provide for the expenditures of the revenues received by the Sangaree Special Tax District during the fiscal year.

[Recommended by Committee on Finance]

8. **Bill No. 10-18**, an **ordinance** providing for the fiscal year beginning **July 1, 2010, and ending June 30, 2011**, for the **Tall Pines Special Tax District** operational budget; and to provide for the expenditures of the revenues received by the Tall Pines Special Tax District during the fiscal year.

[Recommended by Committee on Finance]

9. **Bill No. 10-19**, an **ordinance** providing for the fiscal year beginning **July 1, 2010, and ending June 30, 2011**, for the operational budget of the **Berkeley County Special Fire Tax District** within the unincorporated portions of Berkeley County; and to provide for the expenditures of the revenues received by the Special Fire Tax District during the fiscal year.

[Recommended by Committee on Finance]

10. **Bill No. 10-20**, an **ordinance** providing appropriations for the fiscal year beginning **July 1, 2010, and ending June 30, 2011**, for **Berkeley County**; to provide for levy of taxes on all taxable property in Berkeley County for all county purposes; to provide for the expenditures of

said taxes and other revenues coming into the county, that would not include the 29 percent Local Options Sales Tax option and would only take \$500,000 from that fund, for budget purposes for the fiscal year.

[Recommended by Committee on Finance]

FIRST READING:

1. **Bill No. 10-21**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Bobby Strickland**, 2575 South Live Oak Drive, Moncks Corner, **TMS #196-05-00-069 and 059** (1.95 +/- acres), **from R-2, Manufactured Residential District to GC, General Commercial District**. Council District No. 6.

[Recommended by Committee on Land Use]

2. **Bill No. 10-22**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **America's Home Place, Inc.**, for **Marion McClennon**, 1206 Seaboard Rd., St. Stephen, **TMS #047-00-02-042** (1.0 acre), **from GC, General Commercial District to F-1, Agricultural District**. Council District No. 8.

[Recommended by Committee on Land Use]

3. **Bill No. 10-23**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Connie Shuler**, 1545 Old Highway 6, Cross, portion of **TMS #041-00-05-066** (1.5 acres), **from F-1, Agricultural District to RNC, Rural & Neighborhood Commercial District**. Council District No. 7.

[Recommended by Committee on Land Use]

RESOLUTIONS:

1. **RESOLUTION** providing for the **Transfer of Funds** in the **2009-2010 Berkeley County Budget** for County purposes other than as specified in said budget.

[Recommended by Committee on Finance]

2. **RESOLUTION** providing for the **Transfer of Funds** appropriated in the **2009-2010 Budget for Berkeley County Water and Sanitation** for purposes other than as specified in said budget.

[Recommended by Committee on Water and Sanitation]

3. **RESOLUTION** repealing **Resolution No. 10-12** in its entirety.

[Recommended by Committee on Finance]

4. **RESOLUTION** consenting to the issuance of State-Issued Certificate of Franchise Authority to **Berkeley Cable TV, Inc.**

[Recommended by Committee on Finance]

REPORTS FROM STANDING COMMITTEES:

1. **Committee on Finance.**
Council Member, Mr. Jack H. Schurlknight, Chairman.
 - a. Sheep Island Update.
 - b. GASB 45.
 - c. Budget Workshop.
2. **Committee on Land Use.**
Council Member, Mr. Phillip Farley, Chairman.
Recommendations:
 - a. Approval to apply for a **CHATS Metropolitan Planning Organization Transportation Enhancement grant** in the amount of \$59,137.50 with a 20% match.
3. **Committee on Public Works and Purchasing.**
Council Member, Mr. Robert O. Call, Jr., Chairman.
 - a. Selection of vendor for meter boxes.
 - b. George Wigfall Road Improvements.
 - c. Independent Auditing Services.
 - d. Security Guard Services.
4. **Committee on Justice and Public Safety.**
Council Member, Mr. Steve C. Davis, Chairman.
 - a. Court house complex parking.
 - b. Additional funding for purchase of CAD Upgrade for E-911 Addressing.
5. **Committee on Water and Sanitation.**
Council Member, Mr. Timothy J. Callanan, Chairman.
 - a. Recommendation to approve:
Transfer of funds from various line items in various departments.
6. **Committee on Planning and Development.**
Council Member, Mrs. Cathy S. Davis, Chairman.
 - a. Funds for Gatehouse Repair - Cypress Gardens (funds to come from contingency).
7. **Committee on Community Services.**
Council Member, Mr. Caldwell Pinckney, Jr., Chairman.
 - a. Approval to apply for FAA grant (Airport Improvements).
8. **Committee on Human Services.**
Council Member, Mr. Dennis Fish, Chairman.

NOMINATIONS FOR MEMBERSHIP ON BOARDS, COMMISSIONS, ETC.

AERONAUTICS COMMISSION

BCD RURAL TRANSPORTATION MANAGEMENT ASSOCIATION

CHARLESTON AREA TRANSPORTATION STUDY

CHARLESTON REGIONAL DEVELOPMENT ALLIANCE

LIBRARY BOARD

MENTAL HEALTH BOARD

SANGAREE SPECIAL TAX DISTRICT

SPECIAL FIRE TAX DISTRICT ADVISORY COMMISSION

TAX ASSESSMENT REVIEW BOARD

ZONING APPEALS BOARD

CORRESPONDENCE

UNFINISHED BUSINESS

NEW BUSINESS

ANNOUNCEMENTS

THE JUNE 2010, REGULAR MEETING OF BERKELEY COUNTY COUNCIL WILL BE HELD ON MONDAY JUNE 28, 2010, IMMEDIATELY FOLLOWING PUBLIC HEARINGS AND OTHER COMMITTEE MEETINGS AT 6:00 PM, IN THE ASSEMBLY ROOM OF THE BERKELEY COUNTY ADMINISTRATION BUILDING, 1003 HIGHWAY 52, MONCKS CORNER, S. C.

ADJOURNMENT

EXECUTION OF DOCUMENTS BY COUNCIL

PUBLIC DISCUSSION

COMMENTS ON ANY PUBLIC DISCUSSION ITEM WILL BE LIMITED TO THREE (3) MINUTES AND MAY BE ON ANY MATTER.

May 19, 2010

S/Barbara B. Austin, CCC

Clerk of County Council